

COMBINED DECLARATION AND POWER OF ATTORNEY

As below named inventor, I hereby declare that

This declaration is of the following type:

- ☒ original ☐ design ☐ supplemental  
☐ national stage of PCT  
☐ divisional ☐ continuation ☐ continuation-in-part

My residence, post office address, and citizenship are as stated below next to my name. I believe I am the original, first, and sole inventor (*if only one name is listed below*) or an original, first, and joint inventor (*if plural names are listed below*) of the subject matter which is claimed and for which a patent is sought on the invention entitled:

Moveable Bumper For A Dock Leveler

the specification of which:

- ☐ is attached hereto.  
☒ was filed on May 7, 2001 as Serial No.09/850,430, and was amended on \_\_\_\_\_  
(*if applicable*).  
☐ was filed on \_\_\_\_\_ by Express Mail No. \_\_\_\_\_, as  
Serial No. not known yet, and was amended on \_\_\_\_\_ (*if applicable*).  
☐ was described and claimed in PCT International Application No. \_\_\_\_\_ filed on  
\_\_\_\_\_ and as amended under PCT Article 19 on \_\_\_\_\_ (*if any*).

I hereby state that I have reviewed and understand the contents of the above identified specification, including the claims, as amended by any amendment referred to above.

I acknowledge the duty to disclose information which is material to the examination of this application in accordance with Title 37, Code of Federal Regulations, § 1.56(a).

I hereby claim foreign priority benefits under Title 35, United States Code, § 119 of any foreign application(s) for patent or inventor's certificate or of any PCT international application(s) designating at least one country other than the United States of America listed below and have also identified below any foreign application(s) for patent or inventor's certificate or any PCT international application(s) designated at least one country other than the United States of America filed by me on the same subject matter having a filing date before that of the application(s) of which priority is claimed.

COUNTRY	APPLICATION	DATE OF FILING (day,month,year)	PRIORITY CLAIMED UNDER 37 USC 119			
				YES		NO
				YES		NO
				YES		NO

I hereby claim the benefit under Title 35, United States Code, § 120 of any United States application(s) or PCT international application(s) designating the United States of American that is/are listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in that/those prior application(s) in the manner provided by the first paragraph of Title 35, United States Code, § 112, I acknowledge the duty to disclose material information as defined in Title 37, Code of Federal Regulations, § 1.56(a) which occurred between the filing date of the prior application(s) and the national or PCT international filing date of this application.

PRIOR U.S. APPLICATIONS OR PCT INTERNATIONAL APPLICATIONS DESIGNATING THE U.S. FOR BENEFIT UNDER 35 USC 120				
U.S. APPLICATIONS		Status (check one)		
U.S. APPLICATIONS	U.S. FILING DATE	PATENTED	PENDING	ABANDONED
1. 0 /				
2. 0 /				
3. 0 /				

PCT APPLICATIONS DESIGNATING THE U.S.			Status (check one)		
PCT APPLICATION No.	PCT FILING DATE	U.S. SERIAL NOS. ASSIGNED (if any)			
4.					
5.					
6.					

DETAILS OF FOREIGN APPLICATION FROM WHICH PRIORITY CLAIMED UNDER 35 USC 119 FOR ABOVE LISTED U.S./PCT APPLICATIONS				
ABOVE APPLN. NO.	COUNTRY	APPLICATION NO.	DATE OF FILING (day,month,yr)	DATE OF ISSUE (day,month,yr)
1.				
2.				
3.				
4.				
5.				
6.				

As a named inventor, I hereby appoint Matthew C. McNeill, Reg. No. 35,281 and James A. Flight, Reg. No. 37,622, as my agent and/or attorney to prosecute this application and transact all business in the Patent and Trademark Office connected therewith.

I further direct that correspondence concerning this application be directed to:

Mr. James A. Flight  
Marshall, O'Toole, Gerstein, Murray & Borun  
6300 Sears Tower  
233 South Wacker Drive  
Chicago, IL 60606-6402

Telephone: (312) 474-6300

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

Full name of sole or first inventor: Norbert Hahn

Inventor's signature

Date

Norbert Hahn  
May 9th 2001 Country of Citizenship: U.S.A.

Residence: 6869 South Tumblecreek Drive, Franklin, WI 53132

Post Office Address: Same

Full name of second joint inventor, if any: Michael A. Swessel

Inventor's signature

Date

Michael A. Swessel  
May 10, 2001 Country of Citizenship: U.S.A.

Residence: N76 W15031 Menomonee Manor Drive, Menomonee Falls, WI 53051

Post Office Address: Same

Full name of third joint inventor, if any: Edward A. Raleigh

Inventor's signature

Date

Edward A. Raleigh  
May 22, 2001 Country of Citizenship: U.S.A.

Residence: 400 Fairbrook Court, Waunakee, WI 53597

Post Office Address: Same

## **ASSIGNMENT OF APPLICATION FOR PATENT**

**WHEREAS, WE,** Norbert Hahn, 6869 South Tumblecreek Drive, Franklin, Wisconsin 53132, U.S.A., Michael A. Swessel, N76 W15031 Menomonee Manor Drive, Menomonee Falls, Wisconsin 53051, U.S.A. and Edward A. Raleigh, 400 Fairbrook Court, Waunakee, Wisconsin 53597, U.S.A., respectively, have invented and own a certain new and useful invention entitled:

### **Moveable Bumper for a Dock Leveler**

for which invention we have executed an application for Letters Patent of the United States which was filed on May 7, 2001, under Serial No. 09/850,430; and

**WHEREAS, RITE-HITE HOLDING CORPORATION,** a corporation organized and existing under the laws of the State of Wisconsin, and having a principal place of business at 8900 North Arbon Drive, Milwaukee, Wisconsin 53223-0043 (hereinafter referred to as Assignee), is desirous of acquiring the entire domestic and foreign right, title, and interest in and under the invention described in the application for Letters Patent.

**NOW, THEREFORE, TO ALL WHOM IT MAY CONCERN:** Be it known that for good and valuable considerations, the receipt and sufficiency of which are hereby acknowledged, we have assigned and set over, and by this document do assign and set over, to the Assignee and the Assignee's legal representatives, successors and assigns the entire right, title, and interest in and to the invention in the United States and every foreign country, the applications for Letters Patent and other such applications (e.g., continuations, continuations-in-part, divisionals and reissues) in the United States and every foreign country, and the Letters Patents or extensions thereof, both foreign and domestic, that may or shall issue thereon; and we do hereby authorize and request the Commissioner of Patents and Trademarks to issue the Letters Patent in the United States to the above-mentioned Assignee agreeably with the terms of this assignment document.

**WE HEREBY AUTHORIZE** the above-mentioned Assignee to insert in this assignment document the filing date and serial number of the application if the date and number are unavailable at the time this document is executed.

**UPON SAID CONSIDERATION,** we convey to the Assignee the right to make application in its own behalf for protection of the invention in countries foreign to the United States and where expedient to claim under the International Convention or other international arrangement for any such application the date of the United States application (or other application if any there be) in priority to other applications.

**WE DO HEREBY COVENANT** and agree with the Assignee that we will not execute any writing or do any act whatsoever conflicting with the terms of this assignment document set forth herein, and that we will at any time upon request, without further or additional consideration, but at the expense of the Assignee, execute such additional assignments and other writings and do such

additional acts as the Assignee may deem necessary or desirable to perfect the Assignee's enjoyment of this grant, and render all necessary assistance in making application for and obtaining original, divisional, continuation, renewal, reissued, or extended Letters Patent of the United States or of any and all foreign countries on the invention, and in enforcing any rights or choses in action accruing as a result of such applications or patents, and by executing statements and other affidavits, it being understood that the foregoing covenant and agreement shall bind, and inure to the benefit of, the assigns and legal representatives of both parties.

IN WITNESS WHEREOF, we have hereunder set our hands on the dates shown below.

Date May 9th 2001

Norbert Hahn  
Norbert Hahn

STATE OF WISCONSIN )  
 ) SS:  
COUNTY OF MILWAUKEE )

On this 9th day of May, 2001, before me, a Notary Public in and for said county, appeared Norbert Hahn, who is personally known to me to be the same person whose name is subscribed to the foregoing assignment document, and acknowledged that he/she signed and delivered the document as his/her free and voluntary act for the uses and purposes therein set forth.

[Signature]  
Notary Public, State of Wisconsin

{SEAL}

My Commission Expires: 7-29-02

Date MAY 10, 2001

Michael A. Swessel  
Michael A. Swessel

STATE OF WISCONSIN )  
 ) SS:  
COUNTY OF Milwaukee )

On this 9th day of May, 2001, before me, a Notary Public in and for said county, appeared Michael A. Swessel, who is personally known to me to be the same person whose name is subscribed to the foregoing assignment document, and acknowledged that he/she signed and delivered the document as his/her free and voluntary act for the uses and purposes therein set forth.

Date May 9, 2001

[Signature]  
Notary Public, State of Wisconsin

{SEAL}

My Commission Expires: 7-29-02

Date May 22, 2001

Edward A. Raleigh  
Edward A. Raleigh

STATE OF Wisconsin )

COUNTY OF Dane )

SS:

On this 22nd day of May, 2001, before me, a Notary Public in and for said county, appeared Edward A. Raleigh, who is personally known to me to be the same person whose name is subscribed to the foregoing assignment document, and acknowledged that he/she signed and delivered the document as his/her free and voluntary act for the uses and purposes therein set forth.

Date May 22, 2001

Theresa Kark  
Notary Public, State of Wisconsin

{SEAL}

My Commission Expires: August 17, 2003